

JUL 16 2007

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
LYNCHBURG DIVISION

JOHN F. CORCORAN, CLERK  
BY: *J. Fisher*  
DEPUTY CLERK

LINDA BOOKER,

*Plaintiff,*

v.

MICHAEL J. ASTRUE<sup>1</sup>, COMMISSIONER OF  
SOCIAL SECURITY,

*Defendant.*

CIVIL No. 6:06cv00036

ORDER

JUDGE NORMAN K. MOON

On January 25, 2007, I referred this case to the Honorable Michael F. Urbanski, United States Magistrate Judge, for proposed findings of fact and a recommended disposition. The parties subsequently filed cross motions for summary judgment, and on June 14, 2007, the Magistrate Judge filed a Report and Recommendation ("Report"). In the Report, Judge Urbanski recommended that the decision of the Administrative Law Judge ("ALJ") be affirmed. After a review of the entire record in this case, and no objection having been filed to the Report within ten days of its service upon the parties, I adopt the Report in its entirety.

Accordingly:

1. the January 25, 2007, Report shall be, and hereby is, ADOPTED in its entirety;
2. the Commissioner's decision is AFFIRMED and his motion for summary judgment GRANTED;
3. Plaintiff's motion for summary judgment is DENIED.

<sup>1</sup> On February 12, 2007, Michael J. Astrue became the Commissioner of Social Security. Pursuant to Rule 25(d)(1) of the Federal Rules of Civil Procedure, Michael J. Astrue should be substituted, therefore, for former Commissioner Jo Anne B. Barnhart, as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

It is so ORDERED.

The Clerk of the Court hereby is directed to send a certified copy of this Order to all  
counsel of record and to Magistrate Judge Urbanski.

ENTERED:

Nancy J. Moran  
United States District Judge

July 16, 2007  
Date